1	ENTICING MINORS OVER INTERNET
2	AMENDMENTS
3	2003 GENERAL SESSION
4	STATE OF UTAH
5	Sponsor: Duane E. Bourdeaux
6	This act modifies the Criminal Code by amending the offense of enticing a minor over the
7	Internet to provide that an attempt, conspiracy, or solicitation to commit this offense may
8	be prosecuted under this provision.
9	This act affects sections of Utah Code Annotated 1953 as follows:
10	AMENDS:
11	76-4-401 , as enacted by Chapter 353, Laws of Utah 2001
12	Be it enacted by the Legislature of the state of Utah:
13	Section 1. Section 76-4-401 is amended to read:
14	76-4-401. Enticing a minor over the Internet Elements Penalties.
15	(1) A person commits enticement of a minor over the Internet when[, not amounting to
16	an attempt, conspiracy, or solicitation under Section 76-4-101, 76-4-201, or 76-4-203,] the
17	person knowingly uses a computer to solicit, seduce, lure, or entice, or [attempt] attempts to
18	solicit, seduce, lure, or entice a minor or a person the defendant believes to be a minor to
19	engage in any sexual activity which is a violation of state criminal law.
20	(2) It is not a defense to the crime of enticing a minor under Subsection (1), or an
21	attempt to commit this offense, that a law enforcement officer or an undercover operative who
22	is working with a law enforcement agency was involved in the detection or investigation of the
23	offense.
24	(3) An enticement of a minor under Subsection (1) with the intent to commit:
25	(a) a first degree felony is a second degree felony;
26	(b) a second degree felony is a third degree felony;
27	(c) a third degree felony is a class A misdemeanor;



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- 28 (d) a class A misdemeanor is a class B misdemeanor; and
- 29 (e) a class B misdemeanor is a class C misdemeanor.

Legislative Review Note as of 2-7-03 10:14 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

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Enticing Minors Over Internet Amendments

10-Feb-03 11:34 AM

State Impact

It is estimated that provisions of this bill can be implemented with existing resources.

Individual and Business Impact

No significant fiscal impact.

Office of the Legislative Fiscal Analyst